THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.11292 OF 2006

ORAL ORDER:

The petitioner claims to be the owner of the shop bearing No. 16-11-492/1A, which was leased out to the 2nd respondent in the year 2001 for the purpose of retail sale of liquor in the name and style of "Laxmi Wines". It is alleged that the 2nd respondent contrary to the licence conditions had been allowing his customers to consume the liquor in front of the premises, causing lot of inconvenience to the neighbouring shop owners and the public in general. It is stated that though the petitioner submitted several representations to the 1st respondent bringing to his notice the unauthorized and illegal activities of the 2nd respondent, the 1st respondent failed to consider the same, and on the other hand, the licence was renewed for the year 2006-07. Hence, this writ petition seeking a declaration that the inaction on the part of the 1st respondent is arbitrary and illegal.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Prohibition and Excise, appearing for the 1st respondent and having regard to the nature of the controversy involved, without expressing any opinion as to the correctness of the allegations made by the petitioner, the writ petition is disposed of with a direction to the 1st respondent to consider the representations made by the petitioner dated 28.2.2005 17.6.2005 and to take necessary action in accordance with law. Such exercise shall be completed as expeditiously as possible, preferably within a period of two weeks from the date of receipt of a copy of this order. Needless to mention that the 2nd respondent should be given an opportunity to rebut the allegations made by the petitioner. The 1st respondent shall also communicate the orders passed thereon to the petitioner.

The writ petition is accordingly, disposed of. No costs.

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(G. ROHINI, J.)

12th June, 2006.

Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.11292 OF 2006

12th June, 2006.

Between:

Smt. Tajinder Kaur. .. Petitioner.

And

Commissioner of Prohibition and Excise,

Government of Andhra Pradesh, Hyderabad
and another. .Respondents.